

**STATE OF SOUTH CAROLINA**  
**BEFORE THE PUBLIC SERVICE COMMISSION**  
**DOCKET NO. 2022-2-E**

	)	
	)	
Annual Review of Base Rates for Fuel	)	
Costs for Dominion Energy South	)	<b>PETITION TO INTERVENE</b>
Carolina, Incorporated (For Potential	)	
Increase or Decrease in Fuel	)	
Adjustment)	)	

The South Carolina Coastal Conservation League (“CCL”) and Southern Alliance for Clean Energy (“SACE”) (collectively, “Petitioners”) respectfully petition the Public Service Commission of South Carolina (“Commission”) to intervene in the above-captioned docket pursuant to R.103-825 of the Commission’s rules of practice and procedure. In support of this petition, Petitioners state as follows:

1. The Commission opened this proceeding pursuant to S.C. Code Ann. Section 58-27-865, which establishes the procedure for annual hearings for the Commission and all interested parties to review the fuel purchasing practices and policies of Dominion Energy South Carolina (“DESC” or “Company”) and for the Commission and the Company to make adjustments as necessary.

2. S.C. Code Ann. Section 58-27-865 provides the procedure for review and recovery of fuel costs and of “incremental and avoided costs of distributed energy resource programs and net metering as authorized and approved under Chapters 39 and 40, Title 58[, which] shall be allocated and recovered from customers under a separate distributed energy component of the overall fuel factor that shall be allocated and

recovered based on the same method that is used by the utility to allocate and recover variable environmental costs.”

3. S.C. Code Ann. Section 58-39-140 of the South Carolina Distributed Energy Resource Act and Commission Order No. 2015-194 allow the Company to recover certain reasonable and prudent costs incurred to implement approved distributed energy resource (“DER”) programs, including certain costs related to net energy metering (“NEM”). Recoverable costs are capped pursuant to S.C. Code Ann. Section 58-39-150 “[f]or the protection of consumers and to ensure that the cost of DER programs do not exceed a reasonable threshold.” Under S.C. Code Ann. Section 58-40-20(B) of the Energy Freedom Act, the DER NEM Incentive is available only with respect to customer-generators who applied for net metering prior to June 1, 2021.

4. Pursuant to the South Carolina Distributed Energy Resource Act and the Settlement Agreement approved by the Commission in Order No. 2015-194, the Company must compute and update annually the “costs and benefits of net metering and the required amount of the DER NEM Incentive” coincident in time with the Utility’s filing under the fuel clause. The methodology used to determine the “costs and benefits of net metering and the required amount of the DER NEM Incentive” associated with existing customer generators was formerly governed the Settlement Agreement approved by Order No. 2015-194. However, following DESC’s 2021 fuel cost proceeding (Docket No. 2021-2-E), the Commission issued Order No. 2021-569 in Docket No. 2019-182-E, which revised the methodology set out in Order No. 2015-194 and required utilities to use that revised methodology in future fuel proceedings. Among other requirements, Order No. 2021-569 directed utilities to evaluate solar PV

over a 20-year lifespan and required that avoided transmission and distribution costs be tracked and quantified and fuel hedging investments be considered.

5. CCL is a nonprofit corporation organized under the laws of the State of South Carolina whose mission is to protect the natural environment of the South Carolina coastal plain and to enhance the quality of life in its communities by working with individuals, businesses, and government to ensure balanced solutions. CCL and its members support the development of energy policy that is in the public interest of South Carolinians. CCL has members in South Carolina who receive electricity service from DESC and will be impacted by the decisions made in this proceeding regarding DESC's ability to recover fuel costs and the incremental and avoided costs of DER programs. The principal address of CCL is 131 Spring Street, Charleston, South Carolina 29403.

6. SACE is a nonprofit organization whose mission is to promote responsible and equitable energy choices to ensure clean, safe and healthy communities throughout the Southeast. SACE and its members are interested in promoting greater reliance on clean energy resources to meet the South's energy needs. Like CCL, SACE has members in South Carolina who receive electricity service from DESC and will be impacted by the decisions made in this proceeding regarding DESC's ability to recover fuel costs and the incremental and avoided costs of DER programs. SACE's principal address is P.O. Box 1842, Knoxville, Tennessee 37901. SACE also has offices in Georgia and North Carolina, and in-state staff in Florida and South Carolina.

7. Petitioners have participated as interveners in multiple Commission proceedings relating to the implementation of the South Carolina Distributed Energy

Resource Act, many of which were also fuel recovery proceedings, including Docket Nos. 2014-246-E, 2015-53-E, 2015-54-E, 2015-55-E, 2015-203-E, 2015-204-E, 2015-205-E, 2015-362-E, 2016-1-E, 2016-2-E, 2016-3-E, 2017-1-E, 2017-2-E, 2017-3-E, 2018-1-E, 2018-2-E, 2018-3-E, 2019-1-E, 2019-2-E, 2019-3-E, 2020-1-E, 2020-2-E, 2020-3-E, 2021-1-E, 2021-2-E, and 2021-3-E.

8. Petitioners and their members have direct and substantial interests that will be impacted by the Commission's review and approval of DESC's 2022 fuel rider. Petitioners seek to ensure that DESC's fuel purchasing practices and policies are just and reasonable, result in the lowest reasonable costs to customers, and take into account the volatility and risks associated with natural gas prior to passing fuel costs to customers. Petitioners also seek to ensure a full and proper valuation of NEM generation and appropriate cost recovery consistent with Order Nos. 2015-194 and 2021-569, that will accurately reflect and support an effective and diversified portfolio of distributed energy resources and lead to cleaner, safer, and healthier communities for all South Carolinians. Petitioners' support for these policies and involvement in this proceeding will promote their members' interests as well as the broader public interest.

9. Pursuant to R. 103-804(T) of the Commission's Rules of Practice and Procedure, the Petitioners are represented by counsel in this proceeding:

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WHEREFORE, Petitioners pray that they be allowed to intervene as a party of record and participate fully in this proceeding.

Respectfully submitted this 3rd day of December, 2021.

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*Attorneys for Petitioners South Carolina  
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I hereby certify that the parties listed below have been served via first class U.S. Mail or electronic mail with a copy of the *Petition to Intervene* of the South Carolina Coastal Conservation League and Southern Alliance for Clean Energy.

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This 3<sup>rd</sup> day of December, 2021.  
s/Kate Lee Mixson